

**THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA**

Monday, November 22, 2010

County Commissioners' Chambers
200 East Main Street, Durham, North Carolina

AGENDA

"Public Charge"

The Board of Commissioners asks its members and citizens to conduct themselves in a respectful, courteous manner, both with the Board and fellow citizens. At any time, should any member of the Board or any citizen fail to observe this public charge, the Chairman will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chairman will recess the meeting until such time that a genuine commitment to the public charge is observed.

As a courtesy to others, please turn off cell phones during the meeting.

7:00 P.M. Regular Session

1. **Opening of Regular Session**—Pledge of Allegiance 5 min.
2. **Agenda Adjustments** 5 min.
3. **Announcements** 5 min.
 - “In Touch with Durham County,” the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon daily; 4:00 p.m. on Mondays; and 6:30 p.m. Tuesday-Sundays. Our County Commissioners’ meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
 - Each year since 2004, the United States Surgeon General has declared Thanksgiving to be *National Family History Day as a part of the Surgeon General's Family History Initiative*. On this day, families are encouraged to openly discuss and to write down the health problems that seem to run in their families. Learning about their family's health history may help ensure a longer, healthier future together. The Durham County Health Department encourages families to take a health portrait on Thanksgiving Day! To learn more about this day visit www.surgeongeneral.gov.
 - The FY2011-2012 Nonprofit Agency Funding process began on November 5, 2010 with the opening of the pre-application submission period. All Durham community nonprofits interested in applying for FY2012 nonprofit funding MUST first submit a Pre-Application Questionnaire and accompanying

documents no later than 5:00pm on December 15, 2010. All nonprofits who meet the eligibility criteria outlined in the County's nonprofit policy will then be invited to apply for FY2012 funding. The Pre-Application Questionnaire and the Nonprofit Agency Funding Program policy will be available on the County's website from November 5, 2010 through December 15, 2010. Early submission of the Pre-Application Questionnaire is encouraged. For additional information, please contact Laura Jensen in the Budget and Management Services department at 560-7065.

4. **Minutes**

5 min.

- a. November 1, 2010 Worksession
- b. November 1 Budget Session
- c. November 8 Regular Session

5. **Presentation of the Commissioners Community Circle Award to Urban Ministries of Durham**

5 min.

Urban Ministries of Durham is the November 2010 recipient of the Commissioners Community Circle Award. Since 1982, UMD has provided comprehensive services to Durham's diverse homeless and indigent population including food, shelter, clothing and support services for men, women and children. UMD operates a community café, community shelter, food pantry and clothing closet, the Hope Believe Recovery Program and the Journey Program.

In the last five years, UMD has experienced an increased demand to serve their target population. Last year, UMD provided emergency shelter to more than 1200 people; a 12% increase from the previous year. Understanding the changing needs of the economy and its clients, UMD has expanded its homeless prevention services by providing on-site food stamp registration, disability enrollments, screening to measure risk of homelessness and referrals to appropriate community support services within the continuum of care network.

UMD recently introduced its Journey Program, which successfully moved 45 individuals from their shelter to permanent living situations between January – May 2010. Additionally, 12 people were placed in transitional housing.

UMD works closely with Durham County's Department of Social Services, Cooperative Extension, Durham Center and other community partners to meet the high demand for homeless and homeless-prevention services in Durham.

Resource Person(s): Patrice Nelson, Executive Director of the Urban Ministries of Durham and Chairman Michael D. Page.

County Manager's Recommendation: The Manager recommends that the Board present the Commissioners' Community Circle Award to a representative from the Urban Ministries of Durham.

6. **Kids Voting Durham Recognizes Commissioner Ellen Reckhow as Champion of Democracy**

5 min.

On Thursday November 11, Kids Voting Durham held its annual Celebration and Champion of Democracy Awards at Hayti Heritage Center. The Champion of Democracy Award, begun in 2009, annually recognizes community partners who deepen Kids Voting's impact and further the mission of engaging Durham's young people in active citizenship and a lifetime of informed voting.

Durham County Commission Vice Chair Ellen Reckhow received the "Volunteer Award" from the group. Commissioner Reckhow has headed up the Kids Voting polling station at her neighborhood at Cole Mill Church of Christ for 10 years giving hundreds of young people the opportunity to cast a ballot like their parents. Along with Mike Shiflett, the 2009 award winner, she is the only volunteer to have participated in Kids Voting Durham continuously since its founding in 2000.

The "Youth Partner Award" was given to Shepard IB Middle School Students and Linda Fisher, Social Studies Teacher and the "Community Partner Award" was presented to Duke Energy.

Donna Rewalt and Carolyn Krueger of Kids Voting Durham-Cooperative Extension will make brief remarks.

Resource Person: Michael D. Page, Chair, Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board extend congratulations to Vice Chairman Ellen W. Reckhow for receiving this outstanding civic recognition as a Champion of Democracy from Kids Voting Durham.

7. **Consent Agenda**

15 min.

- a. Accept the property tax release and refund report for October 2010 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- b. Authorize the County Manager to enter into a contract amendment to increase the existing contract with Midwest Tape, LLC by \$13,900.00 for a total amount not to exceed \$305,300.00;
- c. Authorize the County Manager to enter into a contract with Southeastern Specialty Vehicles, in the amount of \$221,998 for the purchase of two (2) replacement vehicles for Durham County EMS (1) and Redwood Volunteer Fire/EMS Department (1);
- d. Approve Budget Amendment Ordinance No. 11BCC000028 in the amount of \$49,000 for the Child and Family Team Support program to establish one provisional social work position (1 FTE);
- e. Approve Budget Amendment Ordinance No. 11BCC000029 with an increase to \$6,777 to provide domestic violence services to Work First eligible clients;
- f. Approve Budget Ordinance Amendment No. 11BCC000030 to authorize the Sheriff's Office to accept the award in the amount of \$124,193 from the Bureau of Justice Assistance and approve Budget Ordinance Amendment No. 11BCC000030 appropriating \$124,193 to the Detention Center budget as requested;

- g. Approve the addition of three FTEs for Bethesda Volunteer Fire Department; and approve Budget Ordinance Amendment No. 11BCC000031 to transfer \$61,190 in funds from the Bethesda Fire District to the County of Durham to cover salary costs for the three additional FTEs in the Fire Marshal's agency in the general fund;
- h. Approve Budget Ordinance Amendment No. 11BCC000032 in the amount of \$8,646 to recognize Home and Community Health Care Block Grant (HCCBG) funds;
- i. Approve Budget Ordinance Amendment No. 11BCC000032 appropriating \$1,145,076 of Division of Medical Assistance funds to the Mental Health budget for the creation of a Utilization Management and Utilization Review (UM/UR) program and the approval of 22.00 new FTEs related to the program;
- j. Approve Budget Ordinance Amendment 11BCC000034 appropriating \$20,150.37 of insurance reimbursement funds for the purchase of a vehicle for the Sheriff's Department Narcotics Unit;
- k. Approve Budget Ordinance Amendment No. 11BCC000035 appropriating \$357,868 from the Home Health Sale Proceeds into the Public Health budget for the requested use;
- l. Approve Budget Ordinance Amendment No. 11BCC000036 appropriating \$286,076 from the Home Health Sale Proceeds into the Public Health and Non-departmental budget for various costs related to the sale and an appropriation of the remaining \$2,756,066 of Home Health Sale proceeds to the Community Health Trust Fund;
- m. Authorize the County Manager to execute a contract with Lee Electrical Contractors, Inc. (LEC) for the construction of the Durham County Fiber Optic Network Infrastructure Project, in an amount not to exceed a construction cost of \$643,574.85, and to execute any other related contracts including change orders, if necessary, not to exceed the construction budget of \$695,060.84;
- n. Receive the Annual Report of the Development Review Board;
- o. Easement to Duke University Health Systems, Inc

8. **Public Comments**

15 min.

The Board of Commissioners is requested to vote on the proposed amended changes to the County's procedure on Public Hearings and the Public Comment Period.

Resource Person(s): Lowell Siler, County Attorney; Kathy R. Everett-Perry, Assistant County Attorney.

County Manager's Recommendation: The County Manager recommends that the Board consider the proposed changes to Durham County's current procedure as presented and vote to amend them, if appropriate.

9. **Board and Commission Appointments**

10 min.

Michelle Parker-Evans, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards and commissions:

- Adult Care Home Community Advisory Committee
- Community Child Protection Team/Child Fatality Prevention Team
- Durham Convention & Visitors Bureau
- EMS Council

- Nursing Home Community Advisory Committee
- Women's Commission

Resource Person: Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the above-mentioned boards/commissions.

10. **Items Pulled from the Consent Agenda**

20 min.

11. **Closed Session**

60 min.

The Board of Commissioners is requested to adjourn to closed session to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee, pursuant to G.S. § 143-318.11(a)(6).

The Board is requested to adjourn to Closed Session pursuant to G. S. 143-318.11(a) (4) to discuss matters relating to the location or expansion of a business or industry.

Resource Person(s): Mike Ruffin, County Manager

County Manager's Recommendation: The County Manager recommends that the Board adjourn to closed session and provide directives as appropriate.

2 hrs. 25 min.